

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

JOSE DAVILA-HURTADO,

Plaintiff,

vs.

MICHAEL J. ASTRUE, Commissioner,  
Social Security Administration,

Defendant.

3:07-CV-489-LRH (RAM)

**REPORT AND RECOMMENDATION**  
**OF U.S. MAGISTRATE JUDGE**

This Report and Recommendation is made to the Honorable Larry R. Hicks, United States District Judge. The action was referred to the undersigned Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and the Local Rules of Practice, LR IB 1-5.

On November 16, 2007, Plaintiff filed a Complaint for Judicial Review Concerning Social Security Benefits (Doc. #6). On February 4, 2008, the Administrative Record was lodged with the court (Doc. #10) and on February 5, 2008, the court entered its Order Concerning Review of Social Security Cases (Doc. #12). Since that time, Plaintiff has been given three (3) extensions of time to file a Motion for Reversal or Remand (Doc. Nos. 13, 15 and 16). Plaintiff has failed to comply.

Therefore, the court recommends that this action be dismissed for Plaintiff's failure to file points and authorities in support of a motion for reversal or remand pursuant to the court's order (Doc. #12).

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RECOMMENDATION

IT IS THEREFORE RECOMMENDED that the District Court enter an order  
DISMISSING Plaintiff's case without prejudice.

DATED: July 16, 2008.



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UNITED STATES MAGISTRATE JUDGE